

**FAIR POLITICAL PRACTICES COMMISSION
MAJOR DONOR VIOLATION
STIPULATION, DECISION AND ORDER**

Complainant, Executive Director of the Fair Political Practices Commission, Roman G. Porter, and Respondent(s) hereby agree that this stipulation will be presented to the Commission at its next regularly scheduled meeting, or as soon thereafter as the matter can be heard, as a final disposition of the Major Donor reporting violation(s) described herein.

FPPC NO. **2010-0569**

RESPONDENT: **SCOTT DOUGLAS**

GOVERNMENT CODE SECTION VIOLATED: **84200**

DESCRIPTION OF VIOLATION: **RESPONDENT QUALIFIED AS A MAJOR DONOR COMMITTEE BUT FAILED TO TIMELY FILE THE MAJOR DONOR COMMITTEE STATEMENT, FORM 461, AS REQUIRED, WITH THE SECRETARY OF STATE.**

REPORTING PERIOD(S): **JANUARY 1, 2009, THROUGH JUNE 30, 2009
JULY 1, 2009 THROUGH DECEMBER 31, 2009**

REPORT DUE DATE(S): **JULY 31, 2009 AND FEBRUARY 1, 2010**

MONETARY PENALTY: **\$800.00** **NUMBER OF COUNTS:** **2**

STATEMENT BY RESPONDENT(S):

I acknowledge that the violation(s) of the Political Reform Act described above and on Exhibit 1 attached have occurred and voluntarily request that the Fair Political Practices Commission resolve this matter by imposition of the monetary penalty specified above. I acknowledge receipt of the *Statement of Respondent's Rights* on the reverse side of this form and voluntarily waive any and all procedural rights to contest this matter in an administrative hearing. I have attached a **check or money order** made payable to the General Fund of the State of California in the amount of the penalty described above.

Dated: _____ X_____

Printed Name (and Title) _____

STATEMENT BY EXECUTIVE DIRECTOR:

I have reviewed the above stipulation and recommend its approval.

Dated: _____
ROMAN G. PORTER, EXECUTIVE DIRECTOR

ORDER OF THE COMMISSION:

The foregoing stipulation has been adopted by a majority vote of the Fair Political Practices Commission as its final decision and order and is effective upon execution below by the Chairman.

IT IS SO ORDERED.

Dated: _____
DAN SCHNUR, CHAIRMAN

FAIR POLITICAL PRACTICES COMMISSION

STATEMENT OF RESPONDENT'S RIGHTS

The Complainant, Executive Director of the Commission, and Respondent, both identified by name on the front of this document, hereby agree that this Stipulation, Decision and Order will be submitted for consideration by the Commission at its next regularly scheduled meeting.

The parties agree to enter into this Stipulation to resolve all factual and legal issues raised in this matter and to reach a final disposition without the necessity of holding an administrative hearing to determine the liability of Respondent.

Respondent understands and hereby knowingly and voluntarily waives any and all procedural rights under California Government Code sections 83115.5, 11500, and following, and 2 California Code of Regulations sections 18361.1 through 18361.9, including but not limited to the issuance and receipt of an accusation, and the right to appear personally and be represented by counsel at his or her own expense in any administrative hearing held in this matter, to confront and cross examine all witnesses testifying at the hearing, to subpoena witnesses to testify at the hearing, and to have an impartial administrative law judge present at the hearing to act as a hearing officer.

It is further stipulated and agreed that Respondent has violated the Political Reform Act as described herein.

Respondent agrees to the issuance of the Decision and Order and imposition by the Commission of a penalty in the amount specified on the face of this document, and a cashier's check or money order in said amount, payable to the "General Fund of the State of California," has been submitted by Respondent to be held by the State of California until the Commission issues its Decision and Order.

The parties agree that in the event the Commission refuses to accept this Stipulation, it shall become null and void, and within fifteen (15) business days after the Commission meeting at which this Stipulation is rejected, payments tendered shall be reimbursed to Respondent. Respondent further stipulates and agrees that in the event the Commission rejects the Stipulation and a full evidentiary hearing before the Commission becomes necessary, neither a member of the Commission, nor the Executive Director, shall be disqualified because of prior consideration of this Stipulation.

Streamlined Major Donor

Stipulation Attachment

Case: 2010-0569

Respondent: Scott Douglas

Number of Contributions Made: 3

Total Amount Contributed: COUNT 1 - \$24,200

COUNT 2 - \$13,000

Summary of Contributions Made:			
	<u>COUNT 1</u>		
	Contributions During Reporting Period		
	January 1, 2009, through June 30, 2009		
03/30/09	Meg Whitman for Governor	\$6,200.00	
04/08/09	Meg Whitman for Governor	\$18,000.00	
	<u>COUNT 2</u>		
	Contributions During Reporting Period		
	July 1, 2009, through December 31, 2009		
12/10/09	Meg Whitman for Governor	\$13,000.00	
TOTAL		\$37,200.00	

Penalty Information:

<input checked="" type="checkbox"/>	Non-filer Base Penalty (\$400 per count)	\$800.00
<input type="checkbox"/>	Second Notice Enhancement (\$400 per count)	0
<input type="checkbox"/>	1% Enhancement for \$50,000 or more in contributions made during reporting period(s)	\$0.00
<input type="checkbox"/>	1% Enhancement for ten or more contributions made during reporting period(s)	\$0.00
<u>TOTAL FINE</u>		<u>\$800.00</u>